

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF MICHIGAN**

DAVID DYKEHOUSE, KRISTINA  
BOSKOVICH, and ELIZABETH HAMBLIN, on  
behalf of themselves and all others similarly  
situated,

*Plaintiffs,*

v.

THE 3M COMPANY, a Delaware Corporation,  
GEORGIA-PACIFIC LLC, a Delaware  
corporation,

*Defendants.*

Civil Action No. 1:18-cv-1225

Hon. Janet T. Neff

**ORAL ARGUMENT  
REQUESTED**

**DEFENDANT 3M COMPANY'S MOTION TO DISMISS WITH PREJUDICE**

Defendant 3M Company ("3M") moves to dismiss Plaintiffs' public and private nuisance claims and medical-monitoring claim in the amended complaint (ECF No. 36) with prejudice pursuant to Federal Rule of Civil Procedure 12(b)(6). In support of this motion, 3M relies on the arguments and authorities set forth in the accompanying memorandum of law.

Pursuant to W.D. Mich. Local Civil Rule 7.1(d), 3M attempted to obtain concurrence from Plaintiffs, but concurrence was denied.

For the reasons stated in the accompanying memorandum of law, the Court should grant this motion and dismiss Plaintiffs' nuisance and medical-monitoring claims with prejudice.

Dated: August 30, 2019

Respectfully submitted,

s/Richard Bulger

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